

Court of Appeals, Division One

Civil Appeal

1 CA-CV 16-0570

HUMPHREY et al. v. STATE

Appellate Case Information

Case Filed: 5-Oct-2016

Case Closed:

Dept/Composition

Side 1. JAMES MICHAEL HUMPHREY, et al., Plaintiff/Appellant

(Litigant Group) JAMES MICHAEL HUMPHREY/SEAN HUMPHREY

- James Michael Humphrey, Plaintiff/Appellee-Cross Appellant
- Sean Humphrey, Plaintiff/Appellee-Cross Appellant

Attorneys for: Appellees/Cross Appellants Humphrey

John P Leader, Esq. (AZ Bar No. 12511)

(Litigant Group) CHASE QUINN et al.

- Chase Quinn, Plaintiff/Appellee-Cross Appellant
- Brent Quinn, Plaintiff/Appellee-Cross Appellant
- Lynn Christopher Quinn, II, Plaintiff/Appellee-Cross Appellant

Co-Counsel for: Appellees/Cross-Appellants Chase

Christopher J Zachar, Esq. (AZ Bar No. 14711)

Timothy J Aiken, Esq. (WI Bar No. TIMOTHYAIKEN)

Side 2. STATE OF ARIZONA, Defendant/Appellee

(Litigant Group) STATE OF ARIZONA

- State of Arizona, Defendant/Appellant-Cross Appellee

Co-Counsel for: Appellant/Cross-Appellee State

Fred M Zeder, Esq. (AZ Bar No. 18954)

Daniel P Schaack, Esq. (AZ Bar No. 10715)

William W Drury, Jr, Esq. (AZ Bar No. 5238)

Denise J Wachholz, Esq. (AZ Bar No. 11526)

Kathleen L Wieneke, Esq. (AZ Bar No. 11139)

Nicholas D Acedo, Esq. (AZ Bar No. 21644)

PREDECESSOR CASE (S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CV 2011-091958	Wrongful Death, Negligence, Gross Negligence		David King Udall, Authoring Judge of Order		

OPEN DUE DATE

Reply to Motion due

Due By: Tuesday, February 21, 2017

Re: FILED: Plaintiff/Appellee/Cross-Appellant Humphrey and Quinn's Response to Motion to Submit Audio Recordings/Alternatively Motion to Stay Appeal to Correct the Record; Certificate of Service (Appellee)

PENDING MATTER

General Motion

Filed: 24-Jan-2017

** State's Motion to Submit Audio Recordings in Addition to Transcripts or, Alternatively, Motion to Stay Appeal to Correct the Record (Appellant)*

20 PROCEEDING ENTRIES

- 5-Oct-2016 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 09/06/16
- 5-Oct-2016 FILED: e-Record on Appeal:
Instruments/Minute Entries
Deposition: 9/12/12 - Ted Kiracofe
- 5-Oct-2016 FILED: Additional Record on Appeal:
Exhibits: H.D. 11/01/2013 - LIST # 1 2 3 4 in a Box; H.D. 11/30/2015 - LIST # 1 17 18 19 20 21 22 23 24 25 26 27 28 29 30 39 41
42 43 63 64 65 75 77 78 79 80 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120
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308 309 311 312 313 315 340 346 347 348 349 350 353 354 357 358 359 362 364 365 367 370 371 372 373 375 379 388 392
397 398 399 400 401 402 in a Box

Court of Appeals, Division One**Civil Appeal****1 CA-CV 16-0570****HUMPHREY et al. v. STATE****20 PROCEEDING ENTRIES**

4. 17-Oct-2016 FILED: Notice to Parties re: No Appellant/Cross-Appellee's Fee/Appellees/Cross-Appellants' Fee Due/Appellant/Cross-Appellee's Case Management Statement/Brief Due
5. 18-Oct-2016 FILED: Notice of Appearance; Certificate of Service (Appellant/Cross-Appellee)
6. 20-Oct-2016 ORDERED: vacating the 12/16/2016 due date for the opening brief. FURTHER ORDERED: staying appeal until further order. This order does not stay the time for payment of filing fees, posting of bonds, or filing case management statements. Melina Brill ProTem Judge - Author
7. 24-Oct-2016 ORDERED: setting telephonic assessment conference for 11/08/2016 at 10:00 a.m. The clients should not be part of the initial assessment conference. Judge Lawrence F Winthrop will conduct the telephonic conference. Please notify the Court immediately by email at SettlementProgram@appeals.az.gov if the appeals is settled, the appeal is dismissed, or if counsel has an unavoidable scheduling conflict. Please copy all counsel on any such communication. FURTHER ORDERED: counsel should be prepared to address following questions as outlined in order. Melina Brill ProTem Judge - Author
8. 31-Oct-2016 FILED: Cross-Appellants' Notice of Intent to Proceed Jointly; Certificate of Service to Cross-Appellant's Notice of Intent to Proceed Jointly (Appellees/Cross-Appellants)
9. 1-Nov-2016 FILED: Quinn Cross-Appellant's Notice of Payment of Filing Fee; Certificate of Service of Quinn Cross-Appellant's Notice of Payment of Filing Fee (Appellees/Cross-Appellants)
10. 3-Nov-2016 FILED: Cross-Appellants Humphrey Notice of Payment (Appelleed/Cross Appellants)
11. 4-Nov-2016 RECEIPT No.: 2016-01338 ; \$140.00, Authorization: 07017748127, Applied to: JAMES MICHAEL HUMPHREY/SEAN HUMPHREY - Class A Filing Fee (\$140.00) Paid for: John P Leader - By Integrated Resource Systems IN
12. 4-Nov-2016 FILED: Case Management Statement; Certificate of Service Appellees/Cross-Appellants' Case Management Statement (Appellees/Cross-Appellants Joint)
13. 7-Nov-2016 RECEIPT No.: 2016-01346 ; \$280.00, Authorization: 08019129535, Applied to: CHASE QUINN et al. - Class A Filing Fee (\$280.00) Paid for: Zachar Law Firm PC - By Integrated Resource Systems IN
14. 7-Nov-2016 FILED: Case Management Statement; Certificate of Service (Appellant/Cross-Appellee State)
15. 8-Nov-2016 RECEIPT No.: 2016-01359 ; \$140.00, Authorization: Ref1:12025285605, Applied to: JAMES MICHAEL HUMPHREY/SEAN HUMPHREY - Class A Filing Fee (\$140.00) Paid for: John P Leader - By Integrated Resource Systems IN
16. 16-Nov-2016 ORDERED: Court will hold an in-person settlement conference on 12/29/2016 at 9:00 a.m. FURTHER ORDERED: participants shall have full authority to negotiate and settle the case on any agreed-upon terms at the conference. FURTHER ORDERED: each separately represented party shall submit a settlement conference statement to SettlementProgram@appeals.az.gov on/before 5:00 p.m. on 12/15/2016. Such statement shall not be filed with the clerk of the court. Part one of the settlement conference statement shall be served on counsel for the opposing party on same date it is submitted to the Court and shall contain very brief descriptions as outlined in order. Hon Lawrence F Winthrop - Author
17. 5-Jan-2017 ORDERED: lifting stay of this appeal. FURTHER ORDERED: opening brief due 03/06/2017. FURTHER ORDERED: parties shall address any future motions to the court. Hon Lawrence F Winthrop - Author
18. 24-Jan-2017 FILED: State's Motion to Submit Audio Recordings in Addition to Transcripts or, Alternatively, Motion to Stay Appeal to Correct the Record; Certificate of Service; Exhibits 1-3; Exhibits 4-6 (Appellant)
19. 25-Jan-2017 ORDERED: vacating 03/06/2017 due date for the opening brief. The order ruling on the pending motion will set a due date for filing the opening brief. Melina Brill ProTem Judge - Author
20. 7-Feb-2017 FILED: Plaintiff/Appellee/Cross-Appellant Humphrey and Quinn's Response to Motion to Submit Audio Recordings/Alternatively Motion to Stay Appeal to Correct the Record; Certificate of Service (Appellee)